

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

12032

3700 AF

2003

#19

ALBERS

12/3/02

noted
C/A 12/4/02

RECEIVED

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TECHNOLOGY CENTER R3700

Re Application of:

MIDDLEMAN et al.

Serial No.: 09/123,614

Filed: June 28, 1998

For:

Device for Anchoring Tubular
Element

) Group Art Unit: 3763

) Examiner: Cris Rodriguez

) Mailed: November 18, 2002

) Pasadena, California

Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the
decision dated July 16, 2002 of the Primary Examiner finally rejecting
Claims 1, 2, 7-11, 22 and 24-47.

The items below are appropriate:

1. _____ An extension of time to respond to the final rejection
has been requested.
2. X An extension of time to respond to the final rejection
is requested.

The Commissioner is authorized to charge Deposit Account No.
19-2090 for an extension fee in the amount of \$110.00.

| | <u>Small Entity</u> | <u>Large Entity</u> |
|------------------------------------|---------------------|---------------------|
| First Month After Time Period Set | \$ 55.00 | \$ 110.00 |
| Second Month After Time Period Set | 195.00 | 390.00 |
| Third Month After Time Period Set | 445.00 | 890.00 |

3. _____ Fee for a small entity - \$155.00
 X Fee for other than small entity - \$310.00
_____ Enclosed
_____ Not required (Fee paid in prior appeal)
 X Charge to Deposit Account No. 19-2090
4. _____ An oral hearing is requested - (Fee of \$230.00 Enclosed)
_____ Charge to Deposit Account No. 19-2090.

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11/27/2002 CU0111

110.00 CH

01 FC:1251

02 FC:1401

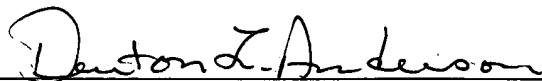
The Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 19-2090.

Respectfully submitted,

SHELDON & MAK

Date: November 18, 2002

By



DENTON L. ANDERSON

Reg. No. 30,153

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CERTIFICATE OF MAILING: I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231, on NOVEMBER 18, 2002.

Dated: November 18, 2002

By



Jennifer Ankai